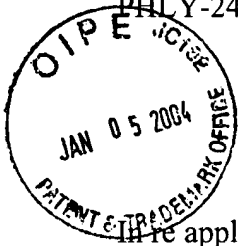


2AC

PHLY-24,734

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

The application of:

Jeffry Jovan Philyaw and David Kent Mathews

Serial No.:

09/382,425

Filed:

August 24, 1999

Group:

3621

Examiner:

Sherr

For:

METHOD AND APPARATUS FOR DIRECTING AN EXISTING  
PRODUCT CODE TO A REMOTE LOCATION

RECEIVED  
JAN 08 2004  
GROUP 3600

MAIL STOP PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, DC 20231 on

12/31/03

(Date of Deposit)

Gregory M. Howison

(Name of Person Mailing Document)

(Signature)

12/31/03

**REQUEST FOR REINSTATEMENT**

Applicant respectfully requests that this application, deemed abandoned on December 15, 2003 for "failure to timely file a proper reply to the Office letter mailed on June 3, 2003," be reinstated for the following reason:

Applicant did timely file a proper reply to the Office letter mailed on 03 June 2003, as evidenced by the following documents, copies of which are attached hereto and incorporated herein:

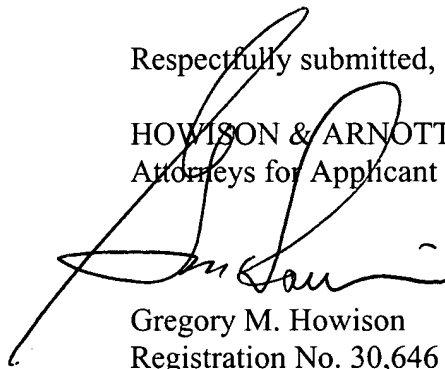
1. Applicant's Transmittal Form, Fee Transmittal, Amendment to a Non-Final Action, and Notice of Extension, each bearing a Certificate of Mailing dated December 3, 2003.

2. The return postcard bearing a USPTO date stamp of December 8, 2003.

As evidenced by the attachments, the abandonment occurred through no fault of Applicant, who therefore respectfully requests the USPTO to withdraw its holding of abandonment and reinstate the application. It is not believed that any fee is required for this Request for Reinstatement; however, if any fee is required, please charge such fee to Deposit Account No. 20-0780/PHLY-24,734 of Howison & Arnott, L.L.P.

Respectfully submitted,

HOWISON & ARNOTT, L.L.P.  
Attorneys for Applicant

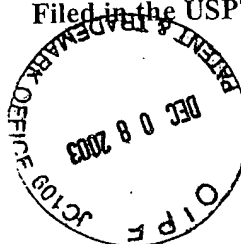


Gregory M. Howison  
Registration No. 30,646

GMH/yoc  
P.O. Box 741715  
Dallas, Texas 75374-1715  
972/479-0462  
December 31, 2003



Filed in the USPTO on:



Atty: GMB

Check #: 15746 \$475.00

SN/Pat.No.: 09/382,425

Title: METHOD AND APPARATUS FOR  
DIRECTING AN EXISTING PRODUCT CODE TO  
A REMOTE LOCATION

Inventor(s): Philyaw et al.

Mld: 12/3/03

Due: 12/3/03 (w/3 ext)

File: PHL-24,734

U.S. First Class Mail

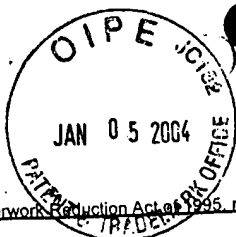
Papers: Transmittal form (1); Fee Transmittal (1); Amendment (10); NOE (1)

**DKT**

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**JAN 08 2004**

**GROUP 3600**



PTO/SB/21 (08-05)  
Approved for use through 08/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|                        |             |
|------------------------|-------------|
| Application Number     | 09/382,425  |
| Filing Date            | 08/24/1999  |
| First Named Inventor   | Philyaw     |
| Art Unit               | 3621        |
| Examiner Name          | Sherr       |
| Attorney Docket Number | PHLY-24,734 |

Total Number of Pages in This Submission

### ENCLOSURES (Check all that apply)

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input checked="" type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Response to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication<br>to Technology Center (TC)<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please<br>Identify below): |
|--|--|--|

Remarks

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GROUP 3600

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|                               |                          |
|-------------------------------|--------------------------|
| Firm<br>or<br>Individual name | Howison & Arnett, L.L.P. |
| Signature                     |                          |
| Date                          | 12/3/03                  |

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

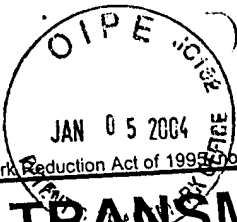
|                       |                    |
|-----------------------|--------------------|
| Typed or printed name | Gregory M. Howison |
|-----------------------|--------------------|

Signature

|      |         |
|------|---------|
| Date | 12/3/03 |
|------|---------|

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 475.00)

## Complete if Known

Application Number 09/382,425  
Filing Date 08/24/1999  
First Named Inventor Philyaw  
Examiner Name Sherr  
Art Unit 3621  
Attorney Docket No. PHLY-24,734

RECEIVED

JAN 08 2004

GROUP 3600

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number 20-0780/PHLY-24,734

Deposit Account Name Howison & Arnott, L.L.P.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity |          | Small Entity |          | Fee Description        | Fee Paid |
|--------------|----------|--------------|----------|------------------------|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                        |          |
| 1001         | 770      | 2001         | 385      | Utility filing fee     |          |
| 1002         | 340      | 2002         | 170      | Design filing fee      |          |
| 1003         | 530      | 2003         | 265      | Plant filing fee       |          |
| 1004         | 770      | 2004         | 385      | Reissue filing fee     |          |
| 1005         | 160      | 2005         | 80       | Provisional filing fee |          |
| SUBTOTAL (1) |          |              |          | (\$)                   |          |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims |                    | Extra Claims |        | Fee from below | Fee Paid |
|--------------|--------------------|--------------|--------|----------------|----------|
| Independent  | Multiple Dependent | -20** =      | -3** = |                |          |
|              |                    |              |        |                |          |
|              |                    |              |        |                |          |

| Large Entity |          | Small Entity |          | Fee Description  |
|--------------|----------|--------------|----------|--|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |
| 1202         | 18       | 2202         | 9        | Claims in excess of 20                                     |
| 1201         | 86       | 2201         | 43       | Independent claims in excess of 3                          |
| 1203         | 290      | 2203         | 145      | Multiple dependent claim, if not paid                      |
| 1204         | 86       | 2204         | 43       | ** Reissue independent claims over original patent         |
| 1205         | 18       | 2205         | 9        | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) |          |              |          | (\$)   |

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity |          | Small Entity |          | Fee Description  | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |          |
| 1051         | 130      | 2051         | 65       | Surcharge - late filing fee or oath  |          |
| 1052         | 50       | 2052         | 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053         | 130      | 1053         | 130      | Non-English specification  |          |
| 1812         | 2,520    | 1812         | 2,520    | For filing a request for <i>ex parte</i> reexamination                     |          |
| 1804         | 920*     | 1804         | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805         | 1,840*   | 1805         | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251         | 110      | 2251         | 55       | Extension for reply within first month                                     |          |
| 1252         | 420      | 2252         | 210      | Extension for reply within second month                                    |          |
| 1253         | 950      | 2253         | 475      | Extension for reply within third month                                     |          |
| 1254         | 1,480    | 2254         | 740      | Extension for reply within fourth month                                    |          |
| 1255         | 2,010    | 2255         | 1,005    | Extension for reply within fifth month                                     |          |
| 1401         | 330      | 2401         | 165      | Notice of Appeal   |          |
| 1402         | 330      | 2402         | 165      | Filing a brief in support of an appeal                                     |          |
| 1403         | 290      | 2403         | 145      | Request for oral hearing   |          |
| 1451         | 1,510    | 1451         | 1,510    | Petition to institute a public use proceeding                              |          |
| 1452         | 110      | 2452         | 55       | Petition to revive - unavoidable   |          |
| 1453         | 1,330    | 2453         | 665      | Petition to revive - unintentional   |          |
| 1501         | 1,330    | 2501         | 665      | Utility issue fee (or reissue)   |          |
| 1502         | 480      | 2502         | 240      | Design issue fee   |          |
| 1503         | 640      | 2503         | 320      | Plant issue fee  |          |
| 1460         | 130      | 1460         | 130      | Petitions to the Commissioner  |          |
| 1807         | 50       | 1807         | 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806         | 180      | 1806         | 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021         | 40       | 8021         | 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809         | 770      | 2809         | 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810         | 770      | 2810         | 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801         | 770      | 2801         | 385      | Request for Continued Examination (RCE)                                    |          |
| 1802         | 900      | 1802         | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 475.00)

SUBMITTED BY

Name (Print/Type)

Gregory M. Howison

Registration No.  
(Attorney/Agent)

30,646

(Complete if applicable)

Telephone 972-479-0462

Date

12/5/03

Signature

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